

**PUBLIC EMPLOYEES RELATIONS BOARD**

**STATE OF OKLAHOMA**

LODGE 145, FRATERNAL ORDER )  
OF POLICE, )  
 )  
Complainant, )  
 )  
v. )  
 )  
THE CITY OF WARR ACRES, )  
 )  
Respondent. )

PERB Case No. 00327

**FINDINGS OF FACT, CONCLUSIONS OF LAW  
AND ORDER**

This matter comes on before the Oklahoma Public Employees Relations Board (the "PERB") upon Motions of the parties hereto for summary adjudication of the administrative action before the PERB. No proposed Findings of Fact or Conclusions of Law were submitted by the parties. And the Board, having reviewed the Briefs submitted by the parties, the pleading and exhibits offered, and otherwise being fully apprised of the facts and matters before it, makes the following Findings of Fact, Conclusions of Law, and Order:

**FINDINGS OF FACT**

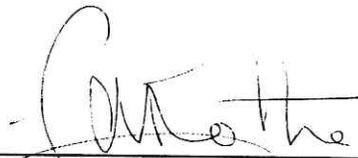
1. The Complainant, Lodge 145, Fraternal Order of Police, alleged the Respondent, the City of Warr Acres, violated Art. 6, § 2 of the collective bargaining agreement between the parties by modifying a general order without first reopening negotiations for that modification and without the consent of the bargaining unit.
2. Article 7 of the collective bargaining agreement sets forth the arbitration procedure of the instant parties.
3. This matter is properly a matter for grievance arbitration.

**CONCLUSIONS OF LAW**

1. Grievance arbitration is a method for resolving differences concerning the interpretation, application or violation of an existing contract. Rains v. Independent School District No. 6, 796 P.2d 303 (Okla.1990).
2. Oklahoma mandates that every collective bargaining agreement involving police and firefighter unions and municipalities shall contain a clause to establish arbitration procedures. 11 O.S. § 51-111.
3. This matter should be dismissed by the PERB as a matter to be determined through arbitration.

**ORDER**

It is therefore the unanimous **ORDER** of the Public Employees Relations Board that this matter is **DISMISSED**.

  
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Chairman  
Public Employees Relations Board

JRJ/jj:WarrAcres.ord